

REGULAR VILLAGE COUNCIL MEETING
Meeting Minutes
Tuesday, November 24, 2009, 7pm

- A. **CALL TO ORDER:** Mayor Joyce A. Davis greeted all and called the Regular Council meeting to order at 7:09pm.
- B. **SILENT MEDITATION & PLEDGE:** Mayor Davis asked all to stand for a moment of silent meditation followed by the pledge of allegiance.
- C. **ROLL CALL:** The Village Clerk was asked to read the roll call sheet. The following were noted as present/absent:

Present: Mayor Joyce A. Davis
Vice-Mayor Harold E. Mathis Jr.
Councilperson Linda Marcus
Councilperson Daisy Black
Councilperson Claudia Cubillos

Also Present: Jason Walker, Village Manager
Eugene Morales, Chief of Police
Albertha W. Patterson, Village Clerk
Joseph S. Geller, Village Attorney (arrived after roll call)

Absent: None

- D. **APPROVAL OF AGENDA:** Vice Mayor Mathis Jr. moved that the agenda be approved as presented. Councilperson Black seconded the motion. The motion carried unanimously.
- E. **APPROVAL OF MINUTES FOR THE FOLLOWING MEETING:**
E1. Regular Council Meeting Minutes for October 27, 2009 – Vice Mayor Mathis Jr. moved that the minutes for Regular Council meeting of October 27, 2009 be approved. Councilperson Black seconded the motion. The motion carried unanimously.
- F. **ACKNOWLEDGMENT OF VISITORS AND / OR SPECIAL PRESENTATIONS:**
F1. Mayor Davis welcomed the new Villagers to the neighborhood.
- G. **GOOD AND WELFARE:** Mayor Davis advised all that this is a public hearing and invited anyone who wished to speak on any item on the agenda to do so at this time. None noted.
- H. **AGENDA ITEMS:** None noted.

I. RESOLUTIONS / ORDINANCES:

II. RESOLUTION NO.: 2009-030V Convert a garage into an exercise, bath and laundry room area

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AUTHORIZING A VARIANCE FOR THE PROPERTY LOCATED AT 105 N.E. 86TH STREET, EL PORTAL, FLORIDA, BY THE VILLAGE COUNCIL, SITTING AS THE BOARD OF ADJUSTMENT.

Village Manager Jason Walker explained the request for Resolution No.: 2009-030V stating staff had recommends approval of this resolution.

The Clerk was asked to read Resolution No.: 2009-030V into record. Councilperson Black moved that Resolution No.: 2009-030V be approved. Vice Mayor Mathis Jr. seconded the motion. Resolution No.: 2009-030V passed by roll call vote of 5-0.

II. RESOLUTION NO.: 2009-031V Shingles instead of tile roof

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AUTHORIZING A VARIANCE FOR THE PROPERTY LOCATED AT 181 N.W. 88TH STREET, EL PORTAL, FLORIDA, BY THE VILLAGE COUNCIL, SITTING AS THE BOARD OF ADJUSTMENT.

Village Manager Jason Walker explained Resolution No.: 2009-031V stating this request is due to a hardship. Therefore, staff does not have a problem recommending this request be approved.

The Clerk was asked to read Resolution No.: 2009-031V into record. Vice Mayor Mathis Jr moved that Resolution No.: 2009-031V be approved. Councilperson Cubillos seconded the motion. Resolution No.: 2009-031V passed by roll call vote of 5-0.

**I3. RESOLUTION NO.: 2009-033
ENDORING EMPLOYER SUPPORT FOR THE NATIONAL RESERVE**

A RESOLUTION ENDORSING EMPLOYER SUPPORT FOR THE NATIONAL GUARD AND RESERVE, INFURTHERANCE OF OUR COUNTRY'S SERVICE MEMBERS AND THEIR FAMILIES DURING TIME OF NEED; FURTHER INSTRUCTING THE CITY CLERK TO TRANSMIT SAME TO THE CHAIRMAN OF THE NATIONAL COMMITTEE FOR EMPLOYEE SUPPORT OF THE GUARD AND RESERVE.

I3. RESOLUTION NO.: 2009-033 – Continued

Resolution No.: 2009-033 is sponsored by Mayor Davis. The Mayor explained her reason for the resolution.

The Clerk was asked to read Resolution No.: 2009-033 into record. Councilperson Black moved that Resolution No.: 2009-033 be approved. Councilperson Marcus seconded the motion. Resolution No.: 2009-033 passed by roll call vote of 5-0.

I4. RESOLUTION NO.: 2009-034 Fence for Tot Lot and Police Area

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AUTHORIZING THE MANAGER TO EXECUTE A CONTRACT WITH HERCULES FENCE & FABRICATION, INC., TO PURCHASE AND INSTALL ALUMINUM FENCING FOR THE TOT LOT AND PROVIDING FOR AN EFFECTIVE DATE.

Village Manager Walker explained the purpose of Resolution No.: 2009-034. The Village Manager provided the estimates from three vendors stating he is recommending the work be done by Hercules Fence, Inc.

Vice Mayor Mathis Jr. moved that Resolution No.: 2009-034 be approved.

Councilperson Cubillos seconded the motion. Resolution No.: 2009-034 passed by roll call vote of 5-0.

I5. RESOLUTION NO. 2009-035 Budget Amendment

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, APPROVING TRANSFERS FROM CERTAIN BUDGETED LINE ITEMS; TO TAKE EFFECT IMMEDIATELY.

Village Manager Jason Walker stated Resolution No.: 2009-035 Budget Amendment is the budget adjustment for the fiscal year. The Village Manager stated the we did not go over budget and in some areas we are under budget.

Irwin Williams, CFO, was asked to explain the areas of adjustment. Mr. Williams stated sections 3 and 4 should be deleted from the Resolution. He explained the need to move funds from one department to another.

The Village Clerk was asked to read Resolution No.: 2009-035 into record. Vice Mayor Mathis Jr. moved that Resolution No.: 2009-035 be approved. Councilperson Cubillos seconded the motion. Resolution No.: 2009-035 passed by roll call vote of 5-0.

J. REPORTS FROM THE VILLAGE MANAGER, MAYOR & COMMITTEE CHAIRS:

J1. Report from the Village Manager – Jason M. Walker

Village Manager Jason Walker stated he would not give a full report this evening but will provide a written report by Monday to Mayor and Council. However, he would like to state publicly that he met with Miami Shores and Biscayne Park Managers and the meeting was very positive. They have worked out an agreement that both Miami Shores and Biscayne Park will assist the Village in picking up illegally dumped items. The Village Manager stated part of the Village concern is the lack of manpower to go out and pick up these items.

The Village Manager informed all that cameras have also been installed around the Village Hall as a security measure and a staff vehicle was vandalized.

J2. Mayor's Report – Mayor Davis stated she does not have any items to report.

J3. Committee Chairs Report

J3a. Administration & Finance Committee – Chairperson Mathis, Jr. / Vice Chair Black

No meeting was held during the month of November
The next meeting will be held January 12, 2010 at 6:30pm.

J3b. Public Safety – Chairperson Davis / Vice Chair Mathis Jr.

No meeting was held during the month of November
The next meeting will be held January 12, 2010 at 7pm.

J3c. Planning & Zoning – Chairperson Davis / Vice Chair Mathis, Jr.

No meeting was held during the month of November
The next meeting will be held January 13, 2010 at 6:30pm.

J3d. Code Enforcement – Chairperson Marcus / Vice Chair Cubillos

No meeting was held during the month of November
The next meeting will be held January 13, 2010 at 7pm.

J3e. Public Works – Chairperson Black / Vice Chair Marcus

No meeting was held during the month of November
The next meeting will be held January 11, 2010 at 7pm.

J3f. Public Affairs – Chairperson Cubillos / Vice Chair Davis

Meeting was held on Monday, November 9, 2009 at 6:30pm
Councilperson Cubillos reminded all of the Pre-Thanksgiving day luncheon tomorrow, November 25, 2009 from 12noon until 2pm.
The next meeting will be held January 11, 2010 at 6:30pm.

J4. Legal Matters – Attorney Joseph S. Geller

Attorney Geller stated he was advised by the League's attorney of the lady who allegedly stepped into a pothole in the Village has filed a claim. However, Attorney Geller does not have any more information on the alleged incident at this time. The attorney stated he will inform the Manager as soon as he gets more information.

K. UNFINISHED BUSINESS AND GENERAL ORDERS: None noted

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L. **NEW BUSINESS**

L1. Christmas Toys – accepting unwrapped toys – Mayor Davis announced her annual toy giveaway will be held on December 23, 2009 at 12noon. A registration will be handled by the police for those who wish to receive a toy. The container is in front of the Village Hall for those who would like to donate toys.

L2. State of Village Address – Mayor Davis stated she will give her State of Village Address in February 2010.

M. **GOOD AND WELFARE:** Mayor Davis advised all that this is a public hearing and invited anyone who wished to speak on any issue may do so at this time.
Ms. Georgia Campbell – 175 Northwest 86th Street. Ms. Campbell expressed a desire to hold a health and wellness seminar at the Village Hall. Ms. Campbell would like to rent the Village Hall to hold the event. Mayor Davis instructed Ms. Campbell to come by the Village Hall tomorrow and determine an available date for her event.

N. **ADJOURNMENT:** Vice Mayor Mathis Jr. moved that the Regular Council meeting for November 24, 2009 be adjourned. Councilperson Cubillos seconded the motion. The motion carried unanimously. The Regular Council meeting was adjourned at 7:43pm.

Respectfully submitted,

Albertha W. Patterson, MSM, CMC
Village Clerk

Transcribed date: December 7, 2009
Approved date: December 15, 2009